

**DECLARATION AND POWER OF ATTORNEY**

As a below named inventor, I HEREBY DECLARE:

THAT my residence, post office address, and citizenship are as stated below next to my name;

THAT I believe I am the original, first, and sole inventor (if only one inventor is named below) or an original, first, and joint inventor (if plural inventors are named below or in an attached Declaration) of the subject matter which is claimed and for which a patent is sought on the invention entitled

PRODRUGS OF A 3-(PYRROL-2-YLMETHYLIDENE)-2-INDOLINONE DERIVATIVES

(Attorney Docket No. 038602-1326)

the specification of which (check one)

       Is attached hereto.

  X   Was filed on 04/09/2002 as United States Application Number or PCT International Application Number 10/118,321 and was amended on        (if applicable).

THAT I do not know and do not believe that the same invention was ever known or used by others in the United States of America, or was patented or described in any printed publication in any country, before I (we) invented it;

THAT I do not know and do not believe that the same invention was patented or described in any printed publication in any country, or in public use or on sale in the United States of America, for more than one year prior to the filing date of this United States application;

THAT I do not know and do not believe that the same invention was first patented or made the subject of an inventor's certificate that issued in any country foreign to the United States of America before the filing date of this United States application if the foreign application was filed by me (us), or by my (our) legal representatives or assigns, more than twelve months (six months for design patents) prior to the filing date of this United States application;

THAT I have reviewed and understand the contents of the above-identified specification, including the claim(s), as amended by any amendment specifically referred to above;

THAT I believe that the above-identified specification contains a written description of the invention, and of the manner and process of making and using it, in such full, clear, concise, and exact terms as to enable any person skilled in the art to which it pertains, or with which it is most nearly connected, to make and use the invention, and sets forth the best mode contemplated by me of carrying out the invention; and

THAT I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I HEREBY CLAIM foreign priority benefits under Title 35, United States Code §119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent or inventor's

certificate or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number	Country	Foreign Filing Date	Priority Claimed?	Certified Copy Attached?

I HEREBY CLAIM the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below.

U.S. Provisional Application Number	Filing Date
60/282,630	04/09/2001

I HEREBY CLAIM the benefit under Title 35, United States Code, § 120 of any United States application(s), or § 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application Number	PCT Parent Application Number	Parent Filing Date	Parent Patent Number

I HEREBY APPOINT the registered attorneys and agents at Customer Number 30543

**\*30543\***

**30543**

PATENT TRADEMARK OFFICE

to have full power to prosecute this application and any continuations, divisions, reissues, and reexaminations thereof, to receive the patent, and to transact all business in the United States Patent and Trademark Office connected therewith.

I request that all correspondence be directed to:

Beth A. Burrous  
FOLEY & LARDNER  
Customer Number: 22428

**\*22428\***

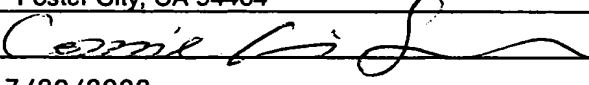
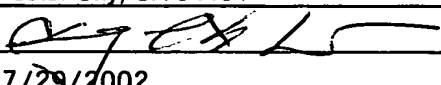
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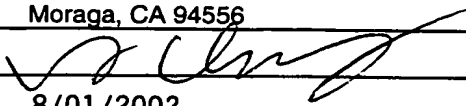
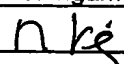
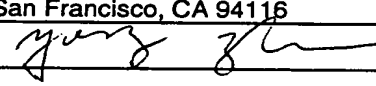
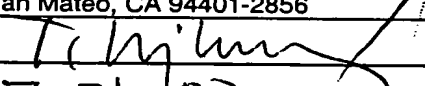
PATENT TRADEMARK OFFICE

Telephone: (202) 672-5475  
Facsimile: (202) 672-5399

I UNDERSTAND AND AGREE THAT the foregoing attorneys and agents appointed by me to prosecute this application do not personally represent me or my legal interests, but instead represent the interests of the legal owner(s) of the invention described in this application.

I FURTHER DECLARE THAT all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Name of first inventor	Connie Li Sun
Residence	Foster City, CA
Citizenship	USA
Post Office Address	1151 Rickover Lane Foster City, CA 94404
Inventor's signature	
Date	7/29/2002
Name of second inventor	Chung Chen Wei
Residence	Foster City, CA
Citizenship	USA
Post Office Address	39 Commons Lane Foster City, CA 94404
Inventor's signature	
Date	7/29/2002

Name of third inventor	Peng Cho Tang
Residence	Moraga, CA
Citizenship	USA
Post Office Address	827 Camino Ricardo Moraga, CA 94556
Inventor's signature	
Date	8/01/2002
Name of fourth inventor	Marcel Koenig
Residence	Burlingame, CA
Citizenship	Switzerland
Post Office Address	821 El Camino Real, #206 Burlingame, CA 94010
Inventor's signature	
Date	7/29/2002
Name of fifth inventor	Yong Zhou
Residence	San Francisco, CA
Citizenship	Taiwan
Post Office Address	274 26th Avenue, #104 San Francisco, CA 94116
Inventor's signature	
Date	8/2/2002
Name of sixth inventor	Tomas Vojkovsky
Residence	San Mateo, CA
Citizenship	Czech Republic
Post Office Address	333 Catalpa Avenue, #6 San Mateo, CA 94401-2856
Inventor's signature	
Date	7-31-02

of seventh inventor

Asaad S. Nematalla

lence

Orinda, CA

nship

USA

Office Address

228 Longview Terrace  
Orinda, CA 94563

tor's signature



7/29/2002



NOVEMBER 19, 2002

PTAS

Under Secretary of Commerce For Intellectual Property and  
Director of the United States Patent and Trademark Office  
Washington, DC 20231  
[www.uspto.gov](http://www.uspto.gov)

FOLEY & LARDNER  
BETH A. BURROUS  
WASHINGTON HARBOUR  
3000 K STREET NW SUITE 500  
WASHINGTON, D.C. 20007-5143



\*102213126A\*

UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 08/30/2002

REEL/FRAME: 013249/0376  
NUMBER OF PAGES: 7

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:  
SUN, CONNIE LI

DOC DATE: 07/29/2002

ASSIGNOR:  
WEI, CHUNG CHEN

DOC DATE: 07/29/2002

ASSIGNOR:  
TANG, PENG CHO

DOC DATE: 08/01/2002

ASSIGNOR:  
KOENIG, MARCEL

DOC DATE: 07/29/2002

ASSIGNOR:  
ZHOU, YONG

DOC DATE: 08/02/2002

ASSIGNOR:  
VOJKOVSKY, TOMAS

DOC DATE: 07/31/2002

ASSIGNOR:  
NEMATALLA, ASAAD S.

DOC DATE: 07/29/2002

013249/0376 PAGE 2

ASSIGNEE:

SUGEN, INC.  
230 EAST GRAND AVENUE  
SOUTH SAN FRANCISCO, CALIFORNIA

94080

SERIAL NUMBER: 10118321  
PATENT NUMBER:

FILING DATE: 04/09/2002  
ISSUE DATE:

MARY BENTON, EXAMINER  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS

FORM PTO-1595 (modified)

(rev 6-33)

09-06-2002



102213126

U.S. DEPARTMENT OF COMMERCE

Patent and Trademark Office

COVER SHEET

.Y

8.30.02

To the Director of the United States Patent and Trademark Office, record the attached original documents or copies thereof.

## 1. Name of conveying party(ies):

Connie Li Sun (July 29, 2002)  
 Chung Chen Wei (July 29, 2002)  
 Peng Cho Tang (August 1, 2002)  
 Marcel Koenig (July 29, 2002)  
 Yong Zhou (August 2, 2002)  
 Tomas Vojkovsky (July 31, 2002)  
 Asaad S. Nematalla (July 29, 2002)

Additional conveying party(ies) NO

## 2. Name and address of receiving party(ies):

Sugen, Inc.  
 230 East Grand Avenue  
 South San Francisco, CA 94080

## 3. Nature of conveyance:

ASSIGNMENT

Execution Date:

(see above)

Additional name(s) &amp; address(es) attached? NO

## 4. Application number(s) or patent number(s):

If this is being filed together with a new application, the execution date of the application is:

A. Patent Application Number(s):

10/118,321

B. Patent Number(s):

Additional numbers attached? NO

## 5. Name and address of party to whom correspondence concerning document should be mailed:

Beth A. Burrous  
 FOLEY & LARDNER  
 Washington Harbour  
 3000 K Street, N.W., Suite 500  
 Washington, D.C. 20007-5143

## 6. Total number of applications/patents involved: 1

7. Total fee (37 C.F.R. § 3.41): \$40.00

☒ Check Enclosed

Charge to deposit account

8. Deposit account number: 19-0741

DO NOT USE THIS SPACE

## 9. Statement and signature:

*To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document. The Commissioner is hereby authorized to charge any additional recordation fees which may be required in this matter to the above-identified deposit account.*

Beth A. Burrous

Name of person signing

Signature

Date

8/30/02

Total number of pages including cover sheet, attachments, and document: 7



**ASSIGNMENT & AGREEMENT - WORLDWIDE**

**WHEREAS,**

Connie Li SUN	of	1151 Rickover Lane, Foster City, CA 94404
Chung Chen WEI	of	39 Commons Lane, Foster City, CA 94404
Peng Cho TANG	of	827 Camino Ricardo, Moraga, CA 94556
Marcel Koenig	of	821 El Camino Real, #206, Burlingame, CA 94010
Yong Zhou	of	274 26 <sup>th</sup> Avenue, #104, San Francisco, CA 94116
Tomas Vojkovsky	of	333 Catalpa Avenue, #6, San Mateo, CA 94401-2856
Asaad S. Nematalla	of	228 Longview Terrace, Orinda, CA 94563

(hereinafter referred to singly and collectively as "ASSIGNOR") have invented a certain invention entitled:

**PRODRUGS OF A 3-(PYRROL-2-YLMETHYLIDENE)-2-INDOLINONE  
DERIVATIVES**

---

(Attorney Docket No. 038602-1326)

---

for which an application for United States Letters Patent was filed on 04/09/2002 as Application No. 10/118,321; and

**WHEREAS, SUGEN, INC.** a corporation duly organized and existing under the laws of the State of California, and having its principal place of business at 230 East Grand Avenue, South San Francisco, CA 94080 (hereinafter referred to as "ASSIGNEE") is desirous of acquiring the entire interest therein;

**NOW THEREFORE,** for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, ASSIGNOR has sold, assigned, and transferred, and by these presents hereby sells, assigns, and transfers, unto ASSIGNEE, its successors and assigns, the full and exclusive right, title, and interest in and to (a) the above-identified invention or inventions and all improvements and modifications thereof, (b) the above-identified application and all other applications for Letters Patent of the United States and countries foreign thereto for the above-identified invention or inventions and all improvements and modifications thereof, (c) all Letters Patent which may issue from said applications in the United States and countries foreign thereto, (d) all divisions, continuations, reissues, and extensions of said applications and Letters Patent, and (e) the right to claim for any of said applications the full benefits and priority rights under the International Convention and any other international agreement to which the United States adheres; such right, title, and interest to be held and enjoyed by ASSIGNEE, its successors and assigns, to the full end of the term or terms for which

any and all such Letters Patent may be granted as fully and entirely as would have been held and enjoyed by ASSIGNOR had this Assignment not been made.

*ASSIGNOR HEREBY AUTHORIZES AND REQUESTS* the Commissioner of Patents & Trademarks to issue said Letters Patent to ASSIGNEE as assignee of the entire interest, for the sole use and benefit of ASSIGNEE, its successors and assigns.

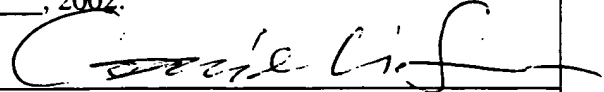
*ASSIGNOR HEREBY AGREES* (a) to communicate to ASSIGNEE, its successors and assigns, or their representatives or agents, all facts and information known or available to ASSIGNOR respecting said invention or inventions, improvements, and modifications including evidence for interference, reexamination, reissue, opposition, revocation, extension, or infringement purposes or other legal, judicial, or administrative proceedings, whenever requested by ASSIGNEE; (b) to testify in person or by affidavit as required by ASSIGNEE, its successors and assigns, in any such proceeding in the United States or a country foreign thereto; (c) to execute and deliver, upon request by ASSIGNEE, all lawful papers including, but not limited to, original, divisional, continuation, and reissue applications, renewals, assignments, powers of attorney, oaths, affidavits, declarations, depositions; and (d) to provide all reasonable assistance to ASSIGNEE, its successors and assigns, in obtaining and enforcing proper title in and protection for said invention or inventions, improvements, and modifications under the intellectual property laws of the United States and countries foreign thereto.

*ASSIGNOR HEREBY REPRESENTS AND WARRANTS* that ASSIGNOR has the full and unencumbered right to sell, assign, and transfer the interests sold, assigned, and transferred herein, and that ASSIGNOR has not executed and will not execute any document or instrument in conflict herewith.

*ASSIGNOR HEREBY GRANTS* to the law firm of **Foley & Lardner** the power and authority to insert in this Assignment any further identification which may be necessary or desirable to comply with the rules of the U. S. Patent and Trademark Office for recordation of this Assignment.

*ASSIGNOR UNDERSTANDS AND AGREES* that the attorneys and agents of the law firm of **Foley & Lardner** do not personally represent ASSIGNOR or ASSIGNOR's legal interests, but instead represent the interests of ASSIGNEE; since said attorneys and agents cannot provide legal advice to ASSIGNOR with respect to this Assignment, ASSIGNOR acknowledges its right to seek its own independent legal counsel.

Executed this 29th day of July, 2002.

  
Connie Li SUN

State of California )

County of San Mateo ) ss

On 7/29/2002, before me, a notary public in and for said county, personally appeared Connie Li SUN,



☒ personally known to me  
☐ proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.


Witness my hand and official seal.



Signature of Notary Public

Place Notary Seal Above

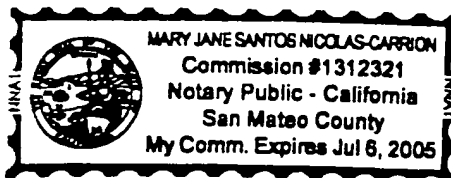
Executed this 29th day of July, 2002.

  
Chung Chen WEI

State of California )

County of San Mateo ) ss

On 7/29/2002, before me, a notary public in and for said county, personally appeared Chung Chen WEI,



☒ personally known to me  
☐ proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

Witness my hand and official seal.



Signature of Notary Public

Place Notary Seal Above

Executed this 1st day of August, 2002.

  
Peng Cho TANG

State of California )

County of San Mateo ) ss

On 8/01/2002, before me, a notary public in and for said county, personally appeared Peng Cho TANG,



☒ personally known to me  
☐ proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/~~she/they~~ executed the same in his/~~her/their~~ authorized capacity(ies), and that by his/~~her/their~~ signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

Witness my hand and official seal.

  
Signature of Notary Public

Place Notary Seal Above

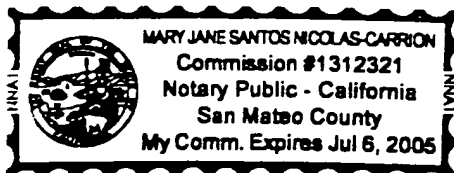
Executed this 29th day of July, 2002.

  
Marcel KOENIG

State of California )

County of San Mateo ) ss

On 7/29/2002, before me, a notary public in and for said county, personally appeared Marcel KOENIG,



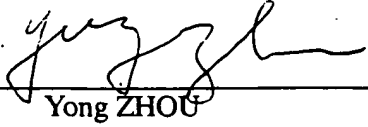
☒ personally known to me  
☐ proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/~~she/they~~ executed the same in his/~~her/their~~ authorized capacity(ies), and that by his/~~her/their~~ signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

Witness my hand and official seal.

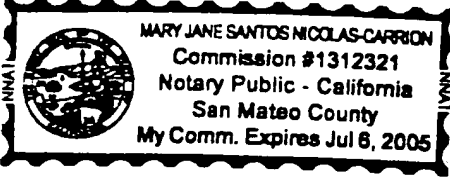
  
Signature of Notary Public

Place Notary Seal Above

Executed this 2nd day of August, 2002.


  
Yong ZHOU

State of California )  
County of San Mateo ) ss  
On 8/02/2002, before me, a notary public in and for said county, personally appeared Yong ZHOU,




☒ personally known to me  
☐ proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

Witness my hand and official seal.

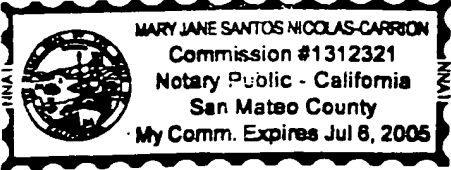
  
Signature of Notary Public

Place Notary Seal Above

Executed this 31 day of July, 2002.

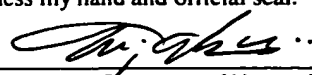
  
Tomas VOJKOVSKY

State of California )  
County of San Mateo ) ss  
On 7/31/2002, before me, a notary public in and for said county, personally appeared Tomas VOJKOVSKY,



☒ personally known to me  
☐ proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

Witness my hand and official seal.

  
Signature of Notary Public

Place Notary Seal Above

Executed this 29th day of July, 2002.

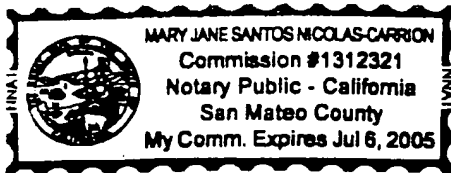


Asaad S. NEMATALLA

State of California )

County of San Mateo ) ss

On 7/29/2002, before me, a notary public in and for said county, personally appeared Asaad S. NEMATALLA,



☒ personally known to me  
☐ proved to me on the basis of satisfactory evidence to be the person~~(s)~~ whose name~~(s)~~ is/~~are~~ subscribed to the within instrument and acknowledged to me that he/~~she/they~~ executed the same in his/~~her/their~~ authorized capacity~~(ies)~~, and that by his/~~her/their~~ signature~~(s)~~ on the instrument the person~~(s)~~, or the entity upon behalf of which the person~~(s)~~ acted, executed the instrument.

Witness my hand and official seal.



Signature of Notary Public

Place Notary Seal Above